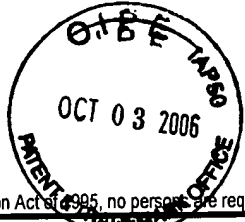


10-5-06

1FW 1647



PTO/SB/21 (6-99)

Approved for use through 09/30/2000. OMB 0651-0031
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<div>Application Number</div> <div>10/015,499</div>		
		<div>Filing Date</div> <div>December 11, 2001</div>
		<div>First Named Inventor</div> <div>Kevin P. Baker</div>
		<div>Group/Art Unit</div> <div>1647</div>
		<div>Examiner Name</div> <div>Hayes, Robert Clinton</div>
<div>Total Number of Pages in This Submission</div> <div>6</div>	<div>Attorney Docket Number</div> <div>39780-2830 P1C42</div>	

ENCLOSURES (check all that apply)

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<div>Remarks</div> <div> AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT <u>08-1641</u> FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. <u>39780-2830 P1C42</u>. </div>		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

<div>Firm or Individual name</div> <div> HELLER EHRMAN LLP 275 Middlefield Road, Menlo Park, California 94025 </div>	<div> ANNA L. BARRY (Reg. No. 51,436) Telephone: (650) 324-7000 </div>	<div> Facsimile: (650) 324-0638 </div>
<div>Signature</div> <div><i>[Signature]</i></div>		
<div>Date</div> <div>OCTOBER 3, 2006</div>	<div>Customer Number:</div> <div>35489</div>	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kevin P. BAKER, et al.

Application Serial No. 10/015,499

Filed: December 11, 2001

For: **PRO1788 POLYPEPTIDES**

) Examiner: Hayes, Robert Clinton

) Art Unit: 1647

) Confirmation No. 6886

) Attorney's Docket No. 39780-2830 P1C42

) Customer No. 35489

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SUPPLEMENTAL PRELIMINARY AMENDMENT

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

On May 10, 2005, the Examiner made a final rejection to pending Claims 28-35 and 38-40. A Notice of Appeal was filed on October 11, 2005, and an Appeal Brief was filed on January 11, 2006. A Notification of Non-Compliant Appeal Brief was mailed April 11, 2006. In response to the Notification of Non-Compliant Appeal Brief mailed April 11, 2006 a Request for Continued Examination and a Preliminary Amendment were filed on August 11, 2006.

Applicants submit herewith a Supplemental Preliminary Amendment to the Preliminary Amendment filed on August 11, 2006 for the above identified application.

Remarks/Arguments begin on page 2 of this paper.